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**Case Management System - KY Public Service Commission***Merchant Plant Applications Cases Before the Commission as of May 19, 2010***2002-00149**

RECEIVED: 05/31/02

FILED: 06/13/02

FINAL: 09/05/02

REOPENED:

SUSPENSION DATE:

CASE NATURE: Kentucky Mountain Power, LLC/EnviroPower, LLC-520 megawatt facility in Knott, Co (Electronic case)

**CASE CODE**

Deadline for Public Hearings, Board

Board Decision Due

Merchant Plant - Deadline for Requesting

Electronic Case

INTERVENORS: Donnie Newsome/Karen

**HEARINGS:**

08/07/02 Formal Hearing

**INDEX OF EVENTS:**

(M)04/25/02 Electronically filed Notice of Intent to File for a Merchant Power Plant Construction Certificate / Frank Rotondi

04/26/02 Acknowledge receipt of notice of intent to file merchant power plant construction certificate in Knott, County, KY

04/26/02 Electronic filing account and password sent to Kentucky Mountain Power.

(M)04/30/02 Original hard copy of Notice of Intent to file for a Merchant Power Plant Construction Certificate in Knott, County

05/17/02 Letter to Governor Paul E. Patton to request local appointments to the Board.

(M)05/22/02 KY Mountain Power on behalf of EnviroPower revision to Notice of Intent to File for Merchant Power Plant Construction Certificate

(M)05/28/02 FAX copy of KY Mountain Power's request a waiver to submit an additional \$100,000; 30 days after the application submission date / Peter Brown

05/29/02 Letter to Peter C. Brown with EnviroPower acknowledging receipt of deviation request.

(M)05/29/02 Original hard copy of KY Mountain Power on behalf of EnviroPower requests waiver to submit an additional \$100,000; 30 days after application submission. / Peter Brown

(M)05/31/02 KY Mountain Power on behalf of EnviroPower application / Frank Rotondi

(M)06/03/02 FAX copy of KY Mountain Power's letter advising Knott County does not have any noise ordinances currently in place / Randy Bird

(M)06/03/02 FAX copy of substitution of cover letter filed by the Attorney for EnviroPower / Peter Brown

(M)06/04/02 FAX copy of EnviroPower's letter regarding Knott County does not currently have any noise ordinances on its books / Peter Brown

(M)06/04/02 Original hard copy of substitution of cover letter filed by the Attorney for EnviroPower / Peter Brown

06/05/02 Deficiency letter, information due within 15 days.

(M)06/05/02 Original hard copy of EnviroPower's letter regarding Knott County does not currently have any noise ordinances on its books / Peter Brown

(M)06/07/02 KY Mountain Power/EnviroPower response to deficiency letter / Peter Brown

(M)06/11/02 FAX copy of EnviroPower response concerning KY Mountain Power interconnection with KY Power Company / Peter Brown

(M)06/12/02 EnviroPower response concerning KY Mountain Power interconnection with KY Power Company / Peter Brown

06/14/02 Deficiency cured letter

(M)06/14/02 Counsel Michael D. Lyons on behalf of Joe D. Weddington, Sr., heirs Objection to EnviroPower intention to construct and request to deny or schedule a permit conference / Law Offices of William Grover Arnett

(M)06/14/02 EnviroPower letter withdrawing request for waiver and requesting Board cash both \$100,000 checks / Peter Brown

06/18/02 Letter to Law Offices of William G. Arnett, PSC response to letter of protest explaining intervention rights.

06/26/02 Board Staff's First Data Request to Kentucky Mountain Power, LLC; response due 7/3/2002.

07/01/02 Letter to Donnie Newsome & Karen J. Jones sending a copy of the application and requesting confirmation to dates

(M)07/05/02 (E-MAIL) Kentucky Resources Counsel, Inc.'s Comments of the Application of Kentucky Mountain Power, LLC / Thomas FitzGerald

(M)07/08/02 FAX copy of East KY Power response they do not anticipate that this project will adversely affect EKPC's transmission system. / Paul Atchison

(M)07/08/02 Union Light, Heat and Power review of application and has determined that a 520 megawatt electric generating facility interconnected as specified in KMP's application will not require upgrades to or have an adverse impact on ULH&P's transmission system / Michael Pahutski

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## Case Management System - KY Public Service Commission

*Merchant Plant Applications Cases Before the Commission as of May 19, 2010*

(M)07/08/02 Big Rivers letter advising no notice or transmission study request in regard to the construction of the KY Mountain Power has been received / David Spainhoward

(M)07/08/02 Kentucky Mountain Power original hard copy plus 5 of response to data request which was electronically filed July 3, 2002. / Peter Brown

(M)07/09/02 Original hard copy of East KY Power response advising no anticipation that this project will adversely affect EKPC's transmission system. / Paul Atchison

(M)07/10/02 LG&E and KU response advising will not require upgrades as a result of the KMP project, and no significant adverse impacts on the system due to KMP's proposed generator. / John Wolfram

(M)07/12/02 Pauline Stacy letter of concern and request for hearing regarding dust, mud and increased diesel emissions, noise, additional vehicles on 1087 road. / Pauline Stacy

(M)07/15/02 Randall Moon letter of concern regarding additional trucks and heavy machinery onto the KY 1087 highway for residents of Ary in Perry County, advising new access road should be constructed first. / Randall Moon

(M)07/15/02 FAX copy of Law Offices of William Grover Arnett letter requesting full intervention and hearing. / Michael David Lyons

(M)07/15/02 Edward Harvey and Doug Jeavons with BBC review of KY Mountain Power Site Assessment Report for proposed merchant power generation facility in Knott County, KY. / Edward Harvey

07/16/02 Notice of Procedural Schedule

(M)07/16/02 Michael D. Lyons with Law Offices of William Grover Arnett Request for full intervention and hearing. / Michael David Lyons

(M)07/19/02 KY Mountain Power response to the request by estate of Joe D. Weddington, Sr., to Intervene / Peter Brown

(M)07/19/02 KY Mountain Power response to Board's data request enclosing a list of the specific individual within KMP that will be responsible for response / Peter Brown

07/22/02 Response to Randall Moon, letter of protest.

(M)07/22/02 FAX copy of Governor Paul E. Patton Executive Order 2002-752 appointing Karen J. Jones and Donnie Newsome to the KY State Board on Electric Generation and Transmission Siting / Paul Patton

07/22/02 Response to Pauline Stacy, letter of protest

07/25/02 Informal conference held sign in sheet and large map filed.

(M)07/26/02 FAX copy of request by KMP for an expedited decision with regard to KMP's application for construction of a power plant in Knott County, KY. / Peter Brown

(M)07/26/02 FAX copy of KMP's objection to the intervention of Pauline Stacy. / Peter Brown

(M)07/29/02 Original hard copy of KY Mountain Power Request for Expedited Decision / Peter Brown

(M)07/29/02 Original hard copy of KY Mountain Power response to Pauline Stacy motion to intervene / Peter Brown

(M)07/30/02 FAX copy of Intervenor Pauline Stacy's first Data Request to Kentucky Mountain Power, LLC / Thomas FitzGerald

(M)07/30/02 Identification of Witnesses for Hearing / Peter Brown

(M)07/30/02 FAX copy of Response of Applicant for Intervention - Opposition to intervention and suggestion of mootness. / Thomas FitzGerald

(M)07/30/02 FAX copy of Entry of Appearance as counsel for Pauline Stacy / Thomas FitzGerald

08/01/02 Order denying intervention to Estate of Joe D. Weddington

(M)08/01/02 Entry of Appearance as Counsel for Pauline Stacy. / Thomas FitzGerald

08/01/02 Order granting intervention to Pauline Stacy

(M)08/01/02 Response of Applicant for Intervention - Opposition to intervention and suggestion of mootness. / Thomas FitzGerald

(M)08/02/02 Direct Testimony of Pauline Stacy / Thomas FitzGerald

(M)08/02/02 KMP's response to Pauline Stacy's Data Request. / Peter Brown

08/05/02 Amended Staff Notice given that the August 7, 2002 hearing originally scheduled for 9:00 a.m., will now commence at 10:00 a.m.

(M)08/05/02 Big Rivers letter advising does not anticipate any system upgrade or expansion as a result of this project / David Spainhoward

(M)08/05/02 Kentucky Resources Council signed direct testimony of Pauline Stacy / Thomas FitzGerald

(M)08/05/02 Copies of the public notice of the Siting Board hearing that KMP placed in the July 31, 2002 editions of the Troublesome Creek Times and The Hazard Herald. / Peter Brown

(M)08/06/02 FAX copy of Memo regarding KMP Exhaust Stack and Cooling Tower Considerations. / Lloyd Levy

(M)08/06/02 FAX copy of Memo regarding Kentucky Power Plant Impacts, review of KMP Permits Disk / Lloyd Levy

(M)08/06/02 FAX copy of KMP's Objections to Review of Kentucky Mountain Power Site Assessment Report. / Peter Brown

08/07/02 Hearing held; Exhibits to Hearing filed.

(M)08/07/02 KMP's Objections to Review of Kentucky Mountain Power Site Assessment Report / Peter Brown

(M)08/14/02 Post-Hearing Brief of Intervenor Pauline Stacy / Thomas FitzGerald

(M)08/14/02 KMP's Post Hearing Brief / Peter Brown

09/05/02 Final Order approving the application by Kentucky Mountain Power, LLC to construct a 520-megaWatt electric power plant in Knott County, Kentucky.

(M)09/11/02 KY Resources Council fax letter inquiring into administrative review for rehearing, clarification including administrative remedies available. / Thomas FitzGerald

09/12/02 Response to KY Resources Council letter of September 11, 2002.

DOC11R

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(M)09/16/02 Letter to KY Mountain Power from Attorney Zurakowski representing Mr. Ezra C. Adair, individually and dba A.C.E. Development and Klondike Mining, Inc concerning ownership of mineral interests. / Scott Zurakowski

(M)10/14/02 Notification That a Legal Action Has Been Filed Against the Siting Board / Pauline Stacy

(M)12/06/02 Rate schedule of PSC gas No 5 / F. Howard Bush, II

(M)09/04/03 EnviroPower fax copy of status report / Frank Rotondi

(M)09/08/03 EnviroPower annual project impact report addressing the specific mitigation measures outlined in the Order dated 9/4/02 / Frank Rotondi

07/06/07 First reminder letter for information to be filed by utility in response to 10/5/02 Order; response now due 8/6/07

(M)08/07/07 Kentucky Mountain Power's annual project reports for 2005 and 2006 / Randy Bird

08/07/07 FilerFullName:Michael Burford; OnBehalfOf:Kentucky Mountain Power -- 2005 Annual Report

08/07/07 FilerFullName:Michael Burford; OnBehalfOf:Kentucky Mountain Power -- 2006 Annual Report

08/13/08 Reminder Letter; Information within 10 days

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Total Number of Cases: 1